

# D.I.Y. JUSTICE IN IRELAND

Prosecuting by Common Informer

**The quick and easy (lawful)  
way to take on tricksters,  
tyrants, thugs and thieves  
in the Irish Justice System.**

*An Integrity Ireland publication*

Copyright © 2016 by Stephen T Manning

All rights reserved. Printed in the United Kingdom and/or the USA / Ireland / Australia / Canada / Germany / Spain / Brazil / India / China or other contracted locations worldwide. No part of this publication may be reproduced, stored in a retrieval system, or transmitted, in any form or by any means, digital, electronic, mechanical, photocopying, recording, or otherwise, without the prior written permission of the publisher or the author(s) [as per CheckPoint Press contract terms]; except in the case of reviewers who may quote brief passages in a review.

D.I.Y. JUSTICE IN IRELAND:  
Prosecuting by Common Informer

1<sup>st</sup> Edition 2016

ISBN-13: 978-1-906628-73-4

Published by CheckPoint Press, Ireland.

[www.checkpointpress.com](http://www.checkpointpress.com)



*CheckPoint*  
*Press*

# **Prosecution by Common Informer under the Petty Sessions (Ireland) Act 1851**

YOU can prosecute ANYONE  
as long as you have proof  
of a criminal offence

You do NOT need  
to go to the Gardaí

You do NOT need  
a solicitor or a barrister

You approach the judge directly and  
explain the facts “in ordinary  
language” on a simple form

And best of all, the process is free!

\* \* \*

*(So, let's stop moaning and whining about the  
awful state of the country. Let's take the initia-  
tive and actually DO something about it!) ☺*

## DISCLAIMER, ACKNOWLEDGEMENTS & COPYRIGHTS

***Disclaimer:** This rudimentary handbook has been produced by members of Integrity Ireland as a service to, and for the benefit of other Integrity Ireland Members and supporters in strict accordance with the declared Rules & Guidelines of the Integrity Ireland Community. It does not purport to be 'legal advice' other than in context of assisting untrained members of the public in their dealings with agents or agencies of the State (and/or with affiliates thereof) who are engaged in the misuse or abuse of authority and position - most notably those who operate under the remit of the Irish Justice System, particularly within the Government, An Garda Síochána, the legal profession and in the Irish Courts.*

*Our gratitude is extended to those who have posted articles and information in the public arena or who have agreed to the use of their quotes in these books. We also acknowledge the selfless and courageous work being done by so many volunteers and activists around the country and beyond. It is in unity of purpose and direction that we will eventually achieve justice.*

*Whilst all due care has been taken in compiling this handbook to ensure it is accurate at the time of publication, it remains the sole responsibility of the reader-user to ensure the accuracy and/or applicability of the information herein, and that the same is used or applied lawfully and appropriately. Neither Integrity Ireland nor any of its members (other than the individual end user) may be held responsible for the use, misuse, misunderstanding or inaccuracy of the information herein, and it is under this specific condition that this book is made publicly available.*

*This book is copyrighted to the author Stephen T Manning and CheckPoint Press - "Books With Something to Say!"*

## Table of Contents

|  |    |
|--|----|
| Please Read This First.....                          | 6  |
| 10 Things You Absolutely Need to Know.....           | 9  |
| The Supreme Court Ruling of 2015.....                | 10 |
| Introduction.....                                    | 11 |
| Corruption, Cronyism & Criminal Cover-Ups.....       | 14 |
| Tackling Individual Transgressors.....               | 18 |
| Taking Direct Action.....                            | 23 |
| Making Official Complaints.....                      | 24 |
| Prosecuting in Your Own Name.....                    | 26 |
| Prosecuting by Common Informer - An Overview.....    | 31 |
| The Garda Síochána Act - Section 8.....              | 33 |
| Other Important Stuff That You Need to Know.....     | 35 |
| Jurisdiction for Summary & Indictable Offences.....  | 38 |
| Typical Offences Committed by Authority Figures..... | 39 |
| The Supreme Court & High Court Rulings.....          | 40 |
| The Authority to Prosecute.....                      | 43 |
| Tricks & Deception, Delays & Obstruction.....        | 45 |
| The D.I.Y. Common Informer Procedure.....            | 49 |
| Things to Watch Out For.....                         | 50 |
| Petty Sessions (Ireland) Act, 1851.....              | 57 |
| Court Rules Pertaining to the C. I. Process.....     | 66 |
| “Prosecute a Banker” (article).....                  | 72 |
| Making a Citizen’s Arrest.....                       | 79 |
| Constitutional Affirmation & Declaration.....        | 81 |
| Statements to Accompany Your C. I. Application.....  | 84 |
| Forms 15.3 & 15.1 and other extras.....              | 87 |

## PLEASE.. READ THIS FIRST

**W**e have all been conditioned to believe that whenever a crime is committed against us that we should report the matter to An Garda Síochána. The Gardaí will then diligently investigate the crime with the intention of arresting and charging the perpetrator. The perpetrator then appears in Court to face the music. This is how we get justice, and this is how ‘the bad guys’ get their comeuppance - right?

Wrong! The description above is how things are *supposed* to work. But unfortunately, as many victims of crime will testify, our justice system is repeatedly and systematically failing us. Worse than that, it seems that many of those in exalted positions of authority are greatly abusing our trust and in far too many cases are in fact engaged in criminal activity themselves. Whether this be outright criminality such as serious misconduct in public office; of personal acts of fraud and deception; or of unwarranted assaults on members of the public (for example) - or whether more subtle forms of criminality are at work behind the scenes, such as internal conspiracies to cover-up their colleagues’ wrongdoing - it is clear that if YOU are the victim of any such official criminality, then you face a *very* difficult uphill battle (to put it mildly) getting anyone in authority to act on your complaints. Because it remains an open secret here in Ireland that if the perpetrators are in any way ‘connected’ that our justice system is far more likely to throw up a wall of protection and denials around them - than to expose and prosecute them. This is where this little book comes in.

This book details a free and simple legal process whereby you or I can take immediate and effective action against any other person who commits a crime against you. And if that other person happens to be a Garda, a lawyer, an ‘Officer of the Court’ or a Government Minister - well, all the more reason perhaps to take firm and immediate action - right?

## ABOUT THIS BOOK

This book “*D.I.Y. Justice in Ireland*” has been produced as a supplement to the recently published ‘*Integrity Ireland SOS Guide*’ and is for those who are ready to take direct action against rogue authority figures. It comprises some important new materials plus a selection of extracts from the much larger ‘*SOS Guide*’ which was our first attempt to produce essential information and guidelines to help the Irish public negotiate an often convoluted and confusing justice system with some level of understanding.

This book focuses specifically on the little-known but long-established Common Informer legislation and how the ordinary citizen can prosecute others without having to rely on the Gardaí or the Office of the DPP in support. This is the proverbial ‘Achilles heel’ of a very unjust, justice system.

Both publications are works in progress that were born out of the experiences of various *Integrity Ireland* members who, in some cases, have experienced decades of frustration, abuse and exploitation at the hands of corrupt authorities and errant legal professionals, and who want to ensure that others do not suffer the same experience. This is the core principle that lies at the heart of the *Integrity Ireland* ethos; that in helping others, that ultimately, we also help ourselves.

For legal reasons it needs to be emphasised that we do not claim to be offering ‘legal advice’ nor are we qualified to do so - other than as a result of the combined experiences of *Integrity Ireland* members who have freely offered to share their often-painful experiences and insights with others. What we *do* claim to be offering here is some intelligible method whereby ordinary members of the public can use the law to hold errant authority figures properly to account - in a quick, easy and cost-effective way but *without* the need to engage with Gardaí, lawyers or other State agencies who, regrettably, have failed the public so often in the recent past.

This book is produced in 5 x 8 pocket-size format for ease of handling and to keep printing costs down, but as a result, we cannot include some of the full-size A4 forms and other notices from the larger *SOS Guide* which will support your Common Informer applications. We have included some scaled-down versions of those forms which hopefully can be enlarged on a standard photocopier. Alternatively, please contact your local I-I branch for assistance, because the more of us that engage in the tactics of direct action - the sooner the authorities will realise that they cannot continue abusing their mandates to serve the people - at least, not without *some* personal consequences. We would ask however, that if you are *not* a fully signed-up member of *Integrity Ireland* who has agreed to abide by our Terms & Guidelines, that you please remove the I-I logo before using those forms. Better still, sign up with us via the *Integrity Ireland* website or via Facebook and gain all of the advantages of full membership.

This book is copyrighted to *Checkpoint Press* and we would ask that if you require further copies that you purchase new copies directly from us so that any modest profits generated can be recycled back into *Integrity Ireland* projects and support. Bulk or wholesale orders can be sourced at 30% discount by emailing 'bookstore@checkpointpress.com'.

Alternatively, you can purchase this book or the *SOS Guide* online from all the major retailers worldwide or by quoting the respective ISBN's and titles to your local bookstore: **978-1-906628-72-7: *The Integrity Ireland S.O.S. Guide.*** **978-1-906628-73-4: *D.I.Y. Justice in Ireland.*** Discounted copies are available to I-I members and supporters, and to those who attend I-I meetings.

Finally, as you read through this book, please feel free to alert us as to any apparent errors or mistakes, or, feel free to suggest additional materials which can be incorporated into subsequent versions by emailing 'sos@integrityireland.ie'. Original materials will be credited respectively. *STM 2016*



## **Ten Things You Absolutely Need to Know**

1. The Irish justice system is fundamentally capricious, flawed & inconsistent, and generally ‘unfit for purpose’.
2. The publicly-stated aims, goals and objectives of the Dept. of Justice are NOT to be believed or trusted.
3. On the whole, those in senior positions of authority have NOT been promoted on merit, but on their political connections and willingness to protect the status quo.
4. The self-regulated Irish legal profession is rife with malpractice; fraud, perjury, deception, collusion, and the wholesale abuse and exploitation of the Irish public.
5. Justice-related State agencies such as the Chief State Solicitor’s Office and the Office of the DPP - as well as other State bodies such as NAMA, GSOC and the Legal Aid Board variously ‘share’ key personnel, information and resources with a number of private Irish law firms.
6. Rank-and-file Gardaí are poorly trained and resourced, are poorly paid, and are subject to internal intimidation by superiors, to punitive strictures, secretive codes, and difficult and often amoral working conditions.
7. The Courts Service is a private corporation whose objective and priority is to turn a profit.
8. Judges are politically appointed, and cannot be sacked.
9. There is wholesale inconsistency, rule-breaking and unpredictability surrounding activities in our Courts.
10. At present, there is NO truly ‘independent’ or effective oversight of any of these agencies, and little or no regulation that might prevent repeated wrongdoing on the part of their various officers, agents and employees; and the current Minister for Justice shows no interest in implementing any.

# The Supreme Court Ruling

On July 30<sup>th</sup> 2015, the Supreme Court of Ireland made a seventeen page ruling in a case which was initiated by Common Informer.

\* \* \*

The right to private criminal prosecution was unequivocally endorsed and guaranteed under the current legislation.

\* \* \*

The simple processes and procedures outlined in this book were likewise acknowledged and reinforced.

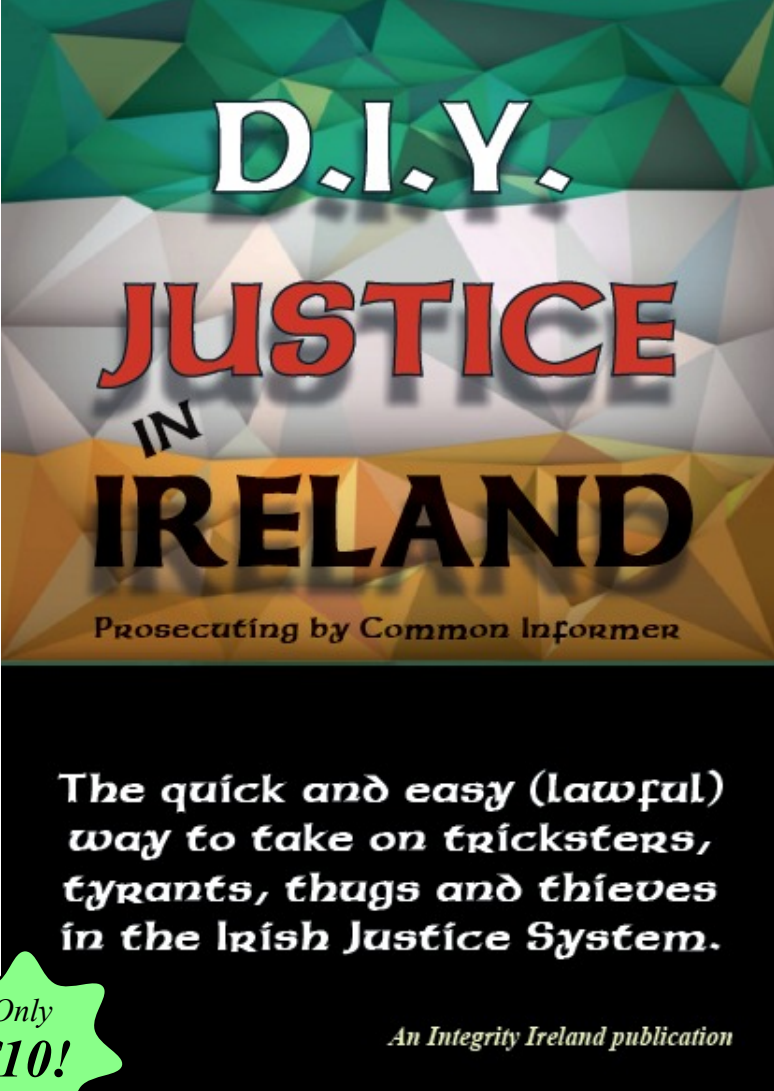
\* \* \*

At the time of writing therefore, there is no lawful way that anyone in authority can prevent any member of the public from initiating private criminal prosecutions against any other person.

\* \* \*

So, let's make sure that justice, transparency & accountability matters!

*Click here (or below) to purchase direct from Amazon books*



**D.I.Y.**  
**JUSTICE**  
**IN**  
**IRELAND**  
Prosecuting by Common Informer

**The quick and easy (lawful)  
way to take on tricksters,  
tyrants, thugs and thieves  
in the Irish Justice System.**

*Only  
€10!*

*An Integrity Ireland publication*

